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9
10 Attorneys for Defendants CA-2010 CROW CANYON LIMITED PARTNERSHIP
11 (erroneously sued herein as The Plaza At San Ramon) and EQUITY OFFICE
12 MANAGEMENT LLC (erroneously sued herein as Equity Office Partners)

13
14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA
16 OAKLAND

17 11 MARK GIGLIOTTI,) Case No.: 4:06-CV03844-SBA
18 Plaintiff,)
19 v.)
20 14 THE PLAZA AT SAN RAMON, a business)
21 entity form unknown, EQUITY OFFICE)
22 PARTNERS, a business entity, form)
23 unknown,)
24 16 Defendants.)
25 17 CA-2010 CROW CANYON LIMITED)
26 PARTNERSHIP (erroneously sued herein as)
27 The Plaza At San Ramon) and EQUITY)
28 OFFICE MANAGEMENT LLC (erroneously)
sued herein as Equity Office partners),)
v.)
22 22 STUART DEAN CO., INC.,)
23 23 Third Party Plaintiffs,)
24 24 v.)
22 22 STUART DEAN CO., INC.,)
23 23 Third Party Defendant.)

25 Plaintiff, MARK GIGLIOTTI, by and though his counsel, Leonard Becker, and defendants
26 CA-2010 CROW CANYON LIMITED PARTNERSHIP and EQUITY OFFICE MANAGEMENT LLC,
27 by and through their counsel, Marilynn J. Winters, hereby agree and stipulate to the remand of this case

1 back to Contra Costa County Superior Court. The basis for the agreement is that Third Party Defendant,
2 STUART DEAN CO., INC. is the party that removed this matter from State Court to Federal Court, and
3 Third Party Plaintiffs, CA-2010 CROW CANYON LIMITED PARTNERSHIP and EQUITY OFFICE
4 MANAGEMENT LLC has agreed to dismiss STUART DEAN CO., INC. in exchange for a waiver of
5 costs. Said Stipulation and Dismissal will be filed, either concurrently or shortly after this document.

6 THE PARTIES, BY SIGNATURE OF COUNSEL BELOW, SO STIPULATE TO THE
7 REMAND OF THIS CASE TO CONTRA COSTA COUNTY SUPERIOR COURT.

8 Dated: September 29, 2006

LAW OFFICES OF LEONARD BECKER

9
10 By:

11 LEONARD BECKER
12 Attorney for Plaintiff
13 MARK GIGLIOTTI

14 Dated: September , 2006

SIMONCINI & ASSOCIATES

15 By:

16 KENNETH D. SIMONCINI
17 MARILYN J. WINTERS
18 Attorneys for Defendants and Third Party
19 Plaintiffs
20 CA-2010 CROW CANYON LIMITED
21 PARTNERSHIP
22 (erroneously sued herein as The Plaza At San
23 Ramon) and EQUITY OFFICE
24 MANAGEMENT LLC (erroneously sued herein
25 as Equity Office Partners)

26 PURSUANT TO THE STIPULATION SIGNED ABOVE, IT IS HEREBY ORDERED THAT
27 THIS CASE BE REMANDED BACK TO CONTRA COSTA COUNTY SUPERIOR COURT

28 Dated: September 29, 2006

29 *Saundra B. Armstrong*
HON. SAUNDRA BROWN ARMSTRONG
UNITED STATES DISTRICT COURT JUDGE